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Fax Cover Sheet

DATE:

October 15, 2004

ART UNIT 2832

TIME:

18:53 AM

TO:

EXAMINER NGUYEN

PHONE: FAX:

703-872-9306

FROM:

ROBERT A. PARSONS

PHONE:

_____.

Parsons & Goltry

FAX:

602-252-7494 602-252-7198

RE:

10/633,914; ELECTION RESPONSE; STAFFORD

Number of pages including cover sheet:

5

Confirmation Copy to follow? X No Yes

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Message

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

John Stafford

Serial No.:

10/633,914

Ex: NGUYEN, T.

Filed:

04 August 2003

Art Unit: 2832

For:

LATCHING MICROMAGNETIC DELAY PACKAGES AND METHODS OF PACKAGING

CERTIFICATION OF FACSIMILE TRANSMISSION

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450

Dear Sir:

I hereby certify that this correspondence, consisting of Response to Election Requirement, three (3) pages is being facsimile transmitted to the Patent and Trademark Office (Fax. No. 703-872-9306) on the date shown below.

Respectfully Submitted,

15 October 2004

Robert A. Parsons

Attorney for Applicant Reg. No. 32,713

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE OCT 1 5 2004

Applicant: John Stafford

Serial No.: 10/633,914) Ex: NGUYEN, T.

Filed: 04 August 2003) Art Unit: 2832

For: LATCHING MICROMAGNETIC

DELAY PACKAGES AND METHODS OF PACKAGING

RESPONSE TO ELECTION REQUIREMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 MAIL STOP AMENDMENT

Dear Sir:

This is in response to the Office Action, mailed 22 September 2004, in the above identified case. A shortened statutory period for response has been set for 1 month, up to and including 22 October 2004.

Claims 1 through 25 were presented for examination. Said claims now stand subject to restriction.

In response thereto, Applicant, through his undersigned attorney, sets forth the following remarks.

The Requirement for Restriction

Restriction has been required to one of the following inventions:

- I. Group I, claims 1 16, drawn to a method of forming a sealed MEMs package, classified in Class 29, subclass 841.
- II. Group II, claims 17 25, drawn to a MEMs package, classified in Class 257, subclass 421.

Restriction has also been required to one of the following patentably distinct species of the invention:

Embodiment 1: figures 1; and

Embodiment 2: figure 8.

The Election

For purposes of immediate examination, Applicant hereby elects the following invention:

Group II, claims 17 - 25, drawn to a MEMs package, classified in Class 257, subclass 421.

PAGE 4/5 * RCVD AT 10/15/2004 1:44:44 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/2 * DNIS:8729306 * CSID: * DURATION (mm-ss):01-16

Embodiment 1, Figure 1.

Claims 17-25 are readable on the elected embodiment.

This election is made without right of traverse and without prejudice to the subsequent filing of a continuing or divisional application directed to the non-elected invention.

Should there be any questions or remaining issues regarding the foregoing, Examiner is cordially invited to telephone the undersigned attorney for a speedy resolution.

Respectfully requested,

Robert A. Parsons

Attorney for Applicant

Registration No. 32,713

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